

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

BARRY D. PONDER

VS.

JO ANNE B. BARNHART,
Commissioner of Social Security

§
§
§
§
§
§

ACTION NO. 4:06-CV-219-Y

ORDER ADOPTING MAGISTRATE JUDGE'S FINDINGS AND CONCLUSIONS

On December 18, 2006, the United States magistrate judge issued his proposed findings, conclusions, and recommendation in the above-styled and numbered cause, giving all parties until January 8, 2007, to file written objections to his decision. No written objections have been received from either party. *See Douglass v. United Servs. Auto. Assoc.*, 79 F.3d 1415, 1428-29 (5th Cir. 1996). As a result, in accordance with 28 U.S.C. § 636(b)(1), *de novo* review is not required. Nevertheless, the Court has reviewed the magistrate judge's findings, conclusions, and recommendation for plain error and has found none.

Thus, after consideration of this matter, the Court concludes that the findings and conclusions of the magistrate judge should be and are hereby ADOPTED as the findings and conclusions of this Court. It is, therefore, ORDERED that the decision of the Commissioner is AFFIRMED, for the reasons stated by the magistrate judge.

SIGNED January 31, 2007.


TERRY R. MEANS
UNITED STATES DISTRICT JUDGE